



Original: English

No. ICC-01/04-02/06 A3

Date: 25 March 2020

THE APPEALS CHAMBER

Before:

**Judge Howard Morrison, Presiding
Judge Chile Eboe-Osuji
Judge Piotr Hofmański
Judge Luz del Carmen Ibáñez Carranza
Judge Solomy Balungi Bossa**

SITUATION IN THE DEMOCRATIC REPUBLIC OF THE CONGO

IN THE CASE OF THE PROSECUTOR V. BOSCO NTAGANDA

Public document

Order on filing of public version of sentencing appeal brief

Order to be notified in accordance with regulation 31 of the Regulations of the Court to:

The Office of the Prosecutor

Ms Fatou Bensouda, Prosecutor

Ms Helen Brady

Counsel for the Defence

Mr Stéphane Bourgon

Ms Kate Gibson

Legal Representatives of Victims

Ms Sarah Pellet

Mr Dmytro Suprun

Registrar

Mr Peter Lewis

The Appeals Chamber of the International Criminal Court,

In the appeal of Mr Bosco Ntaganda against the ‘Sentencing judgment’ of Trial Chamber VI of 7 November 2019 (ICC-01/04-02/06-2442),

Having before it the ‘Sentencing Appeal Brief’ of 10 February 2020 (ICC-01/04-02/06-2468-Conf),

Pursuant to regulation 23*bis* of the Regulations of the Court,

Issues the following

ORDER

Mr Bosco Ntaganda shall file a public redacted version of the ‘Sentencing Appeal Brief’ (ICC-01/04-02/06-2468-Conf) and annex C thereto (ICC-01/04-02/06-2468-Conf-AnxC) or request their reclassification as public by Thursday, 9 April 2020.

REASONS

1. Regulation 23*bis*(1) of the Regulations of the Court provides that ‘[a]ny document filed [...] marked “*ex parte*”, “under seal” or “confidential”, shall state the factual or legal basis for the chosen classification [...]’.
2. The Appeals Chamber notes that no reason has been given for the Sentencing Appeal Brief or annex C thereto to be marked ‘confidential’. It therefore directs Mr Ntaganda to file a public redacted version of these documents or request their reclassification as public by Thursday, 9 April 2020.

Done in both English and French, the English version being authoritative.



Judge Howard Morrison
Presiding

Dated this 25th day of March 2020

At The Hague, The Netherlands